

Filed for intro on 01/20/2000

SENATE BILL 2329

By Haynes

AN ACT to amend Tennessee Code Annotated, Section 65-28-103 relative to intrastate natural gas pipeline corporations and pertinent rules or regulations promulgated pursuant to Tennessee Code Annotated, Section 4-3-2303(2).

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 65-28-103(b), is amended by adding the following language to be designated as subdivisions (3) and (4);

(3) Upon application to the department of transportation for a permit in the manner prescribed for other utilities, and notwithstanding any other law, statute, ordinance, rule or regulation to the contrary, such intrastate natural gas pipeline corporation shall be entitled to utilize the right-of-way in, under, across, or longitudinally along any state highway for the installation of pipelines or other such facilities necessary to effect delivery of intrastate gas produced from the locations described in subsection (b)(1), whether such delivery may be characterized as being through a transmission or distribution line or facilities. Provided, however, any pipeline or similar facilities constructed pursuant to this section must comply with all applicable health and safety laws, statutes,

ordinances, rules or regulations related specifically to the construction specifications for pipelines or similar facilities.

(4) Any contractual arrangements made by an intrastate natural gas pipeline corporation for transportation of natural gas pursuant to the provisions of subsection (b)(1) shall remain in effect according to their terms, and any permits granted pursuant to subsection (b)(3) shall remain in effect, if such agreements are entered into, or permits are granted, during the pilot project, even though the term of such transportation agreement shall be for a longer term than the pilot project and without regard to whether the pilot project is extended or is not extended.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.